

RECORDATION NO. 25891-A FILED

OCT 13 '05 10-33 AM

SURFACE TRANSPORTATION BOARD

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ELIAS C. ALVORD (1942)  
ELLSWORTH C. ALVORD (1964)

October 12, 2005

Mr. Vernon A. Williams  
Secretary  
Surface Transportation Board  
Washington, D.C. 20423

Dear Mr. Williams:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) copies of a Notice of Termination of Lease, dated as of October 12, 2005, a secondary document as defined in the Board's Rules for the Recordation of Documents.

The enclosed document is a complete termination and relates to the Bill of Sale previously filed with the Board under Recordation Number 25891.

The name and address of the party to the enclosed document are:

Lessor: GE Railcar Services  
Suite 2100, 530 8th Avenue S.W.  
Calgary, Alberta, T2P 3S8  
CANADA

[Lessee: Elk Valley Coal Corporation  
Suite 1000, 205 - 9th Avenue SE  
Calgary, Alberta, T2G 0R3  
CANADA]

Mr. Vernon A. Williams  
October 12, 2005  
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A description of the railroad equipment covered by the enclosed document is:

122 aluminum BethGon Coalporter railcars: LUSX 4700 - LUSX 4821.

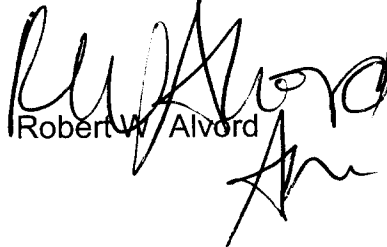
A short summary of the document to appear in the index is:

Notice of Termination of Lease.

Also enclosed is a check in the amount of \$33.00 payable to the order of the Surface Transportation Board covering the required recordation fee.

Kindly return stamped copies of the enclosed document to the undersigned.

Very truly yours,

  
Robert W. Alvord

RWA/anm  
Enclosures

OCT 13 '05 10:33 AM

## NOTICE OF TERMINATION OF LEASE

SURFACE TRANSPORTATION BOARD

The undersigned, GE Railcar Services, Lessor, publishes this notice that the Rider No. 1 dated June 25, 1998 to that certain Net Car Leasing Agreement 5421-97-01 dated as of June 25, 1998, as each has been subsequently amended or modified (the "Lease"), between GE Railcar Services (successor in interest to GE Railcar Services Inc.) and Elk Valley Coal Corporation (as successor in interest to Luscar Ltd. and CONSOL Energy Canada Ltd. pursuant to that certain Assignment and Assumption Agreement dated February 29, 2004) Lessee, has been terminated.

The Lease covers the following railcars:

122 - 53 foot Aluminum Coal Hoppers numbered LUSX 4700 through LUSX 4821.

IN WITNESS WHEREOF, GE Railcar Services has caused this instrument to be executed by a duly authorized officer this 12<sup>th</sup> day of October, 2005.

GE Railcar Services, Lessor

By: [Signature]

Name: JG FERGUSON

Title: VP Finance

CANADA, PROVINCE OF ALBERTA )

*in the matter of an Notice of  
Termination of Lease*

To Wit

On this 12<sup>th</sup> day of October, 2005, before me personally appeared JAMES G. FERGUSON, to me personally known, who, being by me duly sworn, said that he is an authorized officer of GE Railcar Services, that he is authorized to execute the foregoing instrument on behalf of said partnership, that said instrument was signed and sealed on behalf of said partnership by authority of its Board of Members, and he acknowledged that the execution of foregoing instrument was the free act and deed of the partnership

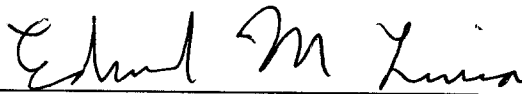
[Signature]  
Barrister and Solicitor

RICHARD W. PAWLUK

**CERTIFICATION**

I, Edward M. Luria, an attorney licensed to practice in the District of Columbia, the State of Delaware and the Commonwealth of Pennsylvania, do hereby certify under penalty of perjury that I have compared the attached copy with the original thereof and have found the copy to be complete and identical in all respects to the original document.

Dated: October 12, 2005

  
Edward M. Luria